IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 8TH NOVEMBER 2006 / 17TH KARTHIKA 1928

Bail Appl..No. 6512 of 2006(S)

CMP.8815/2006 of J.M.F.C.-I, KOLLAM
CRIME NO.57/2006 OF KOLLAM EXCISE RANGE.

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PETITIONER/ACCUSED NO.1

SHAMSUDEEN, AGED 53 YEARS,
S/O. EBRAHIMKUTTY, ROADVILA VEEDU,
ELAMPALLOOR MURI, KOLLAM TALUK.

BY ADV. SRI.S.GIRISH

RESPONDENTS: COMPLAINANT

THE STATE OF KERALA, REPRESENTED BY
THE EXCISE INSPECTOR, KOLLAM, THROUGH
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 08/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M. JAMES, J.

Bail Application No.6512 of 2006

Dated this the 8th November, 2006.

O R D E R

Petitioner, the first accused, was arrested on 8.8.2006, in C.R.No.57/2006 of Kollam Excise Range, as he was found along with the second accused transporting 385 litres of spirit in a Maruti car. Therefore, after seizing the contraband, the petitioner was arrested. It is submitted that the second accused was absconding. Petitioner remains in judicial custody thereafter. Hence, this application for bail.

2. Considering the duration of judicial detention, and other materials in relation to this petitioner, I allow this application, grant bail to the petitioner, and release him from jail, subject to the following conditions:-

i) The petitioner shall execute a bond for Rs.25,000/= (Rupees Twenty Five Thousand only) with two solvent sureties, each for the like sum, to the satisfaction of the Judicial First Class Magistrate Court-I, Kollam.

ii) The petitioner shall report before the Inspector of Kollam Excise Range, once in a week, on every Monday, between 10 and 11 A.M., starting from 13.11.2006, for a period of three months.

J.M. JAMES,
JUDGE

nj.